

May 18, 1983

LB 356

SPEAKER NICHOL: The question is the adoption of the Beutler amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 32 ayes, 0 nays, on the adoption of the amendment.

SPEAKER NICHOL: The Beutler amendment is adopted. Senator Beutler.

SENATOR BEUTLER: I move the return of the bill, Mr. Speaker.

SPEAKER NICHOL: All those in favor of returning the bill say aye, opposed nay. It is returned.

CLERK: Mr. President, Senator Beutler would move to return the bill.

SPEAKER NICHOL: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, members of the Legislature, this is actually an amendment to the Haberman amendment which you just adopted. In Senator Haberman's amendment basically what they are saying is that an income requirement and that income requirement is...there is an income requirement that would normally preclude a person from being selected as Director and what the language says is that he or she shall not during the two years immediately prior to his or her appointment have received a significant portion of his or her income directly or indirectly from permit holders. It was the intent of Senator Haberman's amendment to do away with that requirement which is fine. There is also another requirement though that says that he or she shall not receive such income during his or her term as Director. Now that requirement we want to keep or I think it is Senator Haberman's intent to keep. However, the language says that "except that such requirements regarding income". Now there are not just one requirement regarding income, there are two. One we want to keep and one we want to do away with. So my amendment says that with regard to such requirements regarding income prior to the term of office so that we identify specifically that provision which we wish to delete and keep the provision that prohibits the receipt of income during their term of office, and it is a technical clarifying amendment which I think is in keeping with Senator Haberman's intent.

SPEAKER NICHOL: Senator Cullan.

SENATOR CULLAN: I guess I would just to clarify what you are talking about, you are saying, Senator Beutler, you are saying that while an individual is Director of the Department